



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2653

DATE SCANNED 6-24-13

SCANNER NO. 2

SCAN OPERATOR Jm10

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

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March 27, 2013

**SENSITIVE**

MEMORANDUM

TO: The Commission

THROUGH: *for* Alec Paimer *AP*  
Staff Director

FROM: Patricia C. Orrook *PCO*  
Chief Compliance Officer

Debbie Chacona *M.H. For D.C.*  
Assistant Staff Director  
Reports Analysis Division

BY: *for*odi Winship/Sari Pickeral *SP*  
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2012 12 Day Pre-General Report  
(Unauthorized Quarterly Filers) for the Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file or timely file the 2012 12 Day Pre-General Report in accordance with 2 U.S.C. § 434(a). The list is comprised of unauthorized quarterly filers that made General Election contributions or expenditures from October 1, 2012 through October 17, 2012, and failed to file or timely file the 2012 12 Day Pre-General Report.

The committees appearing on the 2012 12 Day Pre-General Report list failed to file the report prior to four (4) days before the General Election (considered a non-filed report). In accordance with 11 CFR § 111.43, these committees should be assessed the civil money penalties indicated in the attachments.

As noted above, the 2012 12 Day Pre-General Report circulation list includes unauthorized quarterly filers that made General Election contributions or expenditures from October 1, 2012 through October 17, 2012, but failed to file or timely file the 2012 12 Day Pre-General Election report. In order to accurately identify these committees for administrative fine purposes, the Reports Analysis Division (RAD) used the following procedures and criteria:

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- Every 12 Day Pre-General Report (12G) submitted by an unauthorized quarterly filer was reviewed to ensure that it disclosed General Election contributions or expenditures made during the coverage dates of the report. Any report meeting this definition that was filed late is included in the list. Any report not disclosing general election contributions or expenditures during this period is not included in the list, as it is not a required filing.
  - Every 30 Day Post-General Report (30G) submitted by an unauthorized quarterly filer that covered the period from October 1, 2012 through November 26, 2012 (57 days) was reviewed for activity which would have required the filing of a 12G. If our research indicated that a 12G was required, we utilized a three-step method to arrive at the activity on which to base the 12G fine amount. First, we took the sum of all itemized receipts and disbursements that should have been disclosed on a 12G. Second, if the committee had any unitemized activity, a per diem level of this activity was calculated by multiplying the total amount of unitemized activity on the report by 25% (17 days (12G Filing Period)/57 days (30G Filing Period)). Third, we took the sum of the amounts calculated in steps one and two to arrive at the level of activity assigned to the 12G.

#### **Recommendation**

1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Reports violated 2 U.S.C. § 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Reports.
2. Send the appropriate letters.

Federal Election Commission  
Reason to Believe Circulation Report  
2012 PRE-GENERAL Election Sensitive 10/25/2012 UNAUTH\_Q

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2639	C00498709	19TH STAR PAC INC; THE		MARTIN W. MORRIS	\$202,657	0	12/5/2012	Not Filed	\$5,010	\$660
2640	C00471169	ALEXION PHARMACEUTICALS INC PAC		MICHAEL V. GRECO	\$184,910	0	2/20/2013	Not Filed	\$1,500	\$550
2641	C00518191	ARIZONA PIPE TRADES LOCAL 469 PAC		PHIL MCNALLY	\$1,400,131	0	12/4/2012	Not Filed	\$278,062	\$9,900
2642	C00280743	ASSOCIATION OF AMERICAN RAILROADS POLITICAL ACTION COMMITTEE (RAIL PAC)		MELODY STEVENS	\$424,196	0	12/7/2012	Not Filed	\$4,344	\$550

2644	C00409789	BLESSEY MARINE SERVICE, INC. POLITICAL ACTION COMMITTEE		PATRICK VOSS	\$113,877	0	11/30/2012	Not Filed	\$1,000	\$550
2645	C00270967	BLUEPAC OF PENNSYLVANIA (THE BLUE CROSS AND BLUE SHIELD ASSOCIATION)		ROBERT BAKER	\$160,674	0	12/7/2012	Not Filed	\$3,069	\$550
2646	C00389429	CALPORTLAND COMPANY POLITICAL ACTION COMMITTEE (CPCC-PAC)		IRMA CABRERA	\$191,173	0	12/7/2012	Not Filed	\$22,430	\$990
2647	C00420125	CHIANG PATEL AND YERBY INC PAC		DAVID W. HAYS	\$144,325	1	1/31/2013	Not Filed	\$7,750	\$825
2648	C00455600	COMMONWEALTH-ALTADIS, INC. EMPLOYEE PAC		HATTIE HINES	\$290,872	1	11/28/2012	Not Filed	\$9,833	\$825
2649	C00383976	COMMUNITY ONCOLOGY ALLIANCE PAC CONSERVATIVE		PATRICK W. COBB	\$100,646	0	12/3/2012	Not Filed	\$1,000	\$550
2650	C00409458	OPPORTUNITIES FOR A NEW AMERICA PAC		WILLIAM BAIN	\$181,627	0	12/21/2012	Not Filed	\$20,423	\$990
2651	C00497131	CORYPAC INC		PETER D. NICHOLS	\$409,822	0	12/7/2012	Not Filed	\$16,794	\$990
2652	C00468009	EDWARDS WILDMAN PAC INC		KEITH KOTLER	\$390,791	0	2/22/2013	Not Filed	\$49,816	\$1,400

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AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2653	C00196089	ESOP ASSOCIATION PAC		J. MICHAEL KEELING	\$513,231	0	12/3/2012	Not Filed	\$2,074	\$550
2654	C00307777	FREEDOM CLUB FEDERAL PAC		RICHARD ANDOLSHEK	\$115,934	0	12/3/2012	Not Filed	\$16,000	\$990

2657	C00492538	LIBERTY & PROSPERITY PAC		WARREN J. LESHNER	\$209,241	0	12/4/2012	Not Filed	\$10,137	\$990
2658	C00426809	MADISON PAC; THE MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE		BRIAN J. AHERN	\$681,588	0	12/23/2012	Not Filed	\$7,236	\$660
2659	C00208322			LYLE J. PARRY	\$189,880	2	12/5/2012	Not Filed	\$6,853	\$990
2660	C00043463	MANUFACTURED HOUSING INSTITUTE PAC		LAURA LEE	\$246,708	0	1/30/2013	Not Filed	\$54,838	\$3,300

2662	C00450916	NEW ASURION CORP. EMPLOYEES FEDERAL POLITICAL ACTION COMMITTEE		PAUL FASSBENDER	\$513,082	1	12/6/2012	Not Filed	\$7,500	\$825
2663	C00228106	PPL PEOPLE FOR GOOD GOVERNMENT		RUSSELL R. CLELLAND	\$1,276,355	0	11/28/2012	Not Filed	\$32,011	\$1,400
2664	C00141572	RIGHT TO LIFE/OREGON PAC		GAYLE ATTEBERRY	\$415,683	0	11/30/2012	Not Filed	\$3,889	\$550
2665	C00010793	THE LOGEE GROUP		JAMES BAKER,	\$172,242	0	1/31/2013	Not Filed	\$16,100	\$990
2666	C00385732	TO ORGANIZE A MAJORITY PAC (TOMPAC)		THERESA KEHOE	\$744,010	0	12/10/2012	Not Filed	\$35,052	\$1,400
2667	C00335091	TRANSPORTATION INTERMEDIARIES ASSOCIATION'S TIAPAC		ROBERT A. VOLTMANN	\$291,411	2	12/7/2012	Not Filed	\$4,000	\$825
2668	C00361949	TRIUMPH GROUP INC PAC		PAUL S. DAVIDSON	\$299,932	0	12/5/2012	Not Filed	\$10,269	\$990

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AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2670	C00236596	WORLD ALLIANCE FOR ISRAEL POLITICAL ACTION COMMITTEE		LEE ZIFF	\$569,200	0	12/4/2012	Not Filed	\$11,435	\$990

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Reason To Believe Recommendation - 2012 )  
12 Day Pre-General Report (Unauthorized )  
Quarterly Filers) for the Administrative Fine )  
Program: )  
19TH STAR PAC INC; THE, and ) AF# 2639  
MORRIS, MARTIN W. as treasurer; )  
ALEXION PHARMACEUTICALS INC ) AF# 2640  
PAC, and MICHAEL V GRECO as )  
treasurer; )  
ARIZONA PIPE TRADES LOCAL 469 ) AF# 2641  
PAC, and MCNALLY, PHIL as treasurer; )  
ASSOCIATION OF AMERICAN ) AF# 2642  
RAILROADS POLITICAL ACTION )  
COMMITTEE (RAILPAC), and )  
STEVENS, MELODY as treasurer; )

BLESSEY MARINE SERVICE, INC. ) AF# 2644  
POLITICAL ACTION COMMITTEE, and )  
VOSS, PATRICK as treasurer; )  
BLUEPAC OF PENNSYLVANIA (THE ) AF# 2645  
BLUE CROSS AND BLUE SHIELD )  
ASSOCIATION), and BAKER, ROBERT )  
as treasurer; )  
CALPORTLAND COMPANY ) AF# 2646  
POLITICAL ACTION COMMITTEE )  
(CPCC-PAC), and CABRERA, IRMA MS )  
as treasurer; )  
CHIANG PATEL AND YERBY INC PAC, ) AF# 2647  
and DAVID W HAYS as treasurer; )  
COMMONWEALTH-ALTADIS, INC. ) AF# 2648  
EMPLOYEE PAC, and HINES, HATTIE as )  
treasurer; )

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COMMUNITY ONCOLOGY ALLIANCE ) AF# 2649  
PAC, and COBB, PATRICK W MR. as  
treasurer;  
CONSERVATIVE OPPORTUNITIES FOR ) AF# 2650  
A NEW AMERICA PAC, and BAIN, )  
WILLIAM MR. as treasurer; )  
CORYPAC INC, and NICHOLS, PETER D ) AF# 2651  
as treasurer; )  
EDWARDS WILDMAN PAC INC, and ) AF# 2652  
KOTLER, KEITH as treasurer; )  
ESOP ASSOCIATION PAC, and J ) AF# 2653  
MICHAEL KEELING as treasurer; )  
FREEDOM CLUB FEDERAL PAC, and ) AF# 2654  
ANDOLSHEK, RICHARD as treasurer; )

LIBERTY & PROSPERITY PAC, and ) AF# 2657  
LESHNER, WARREN J. as treasurer; )  
MADISON PAC; THE, and AHERN, ) AF# 2658  
BRIAN J. MR. as treasurer; )  
MANAGEMENT AND TRAINING ) AF# 2659  
CORPORATION POLITICAL ACTION )  
COMMITTEE, and LYLE J PARRY as )  
treasurer; )  
MANUFACTURED HOUSING ) AF# 2660  
INSTITUTE PAC, and LEE, LAURA MS. )  
as treasurer; )

NEW ASURION CORP. EMPLOYEES ) AF# 2662  
FEDERAL POLITICAL ACTION )  
COMMITTEE, and FASSBENDER, PAUL )  
as treasurer; )  
PPL PEOPLE FOR GOOD ) AF# 2663  
GOVERNMENT, and CLELLAND, )  
RUSSELL R. as treasurer; )

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RIGHT TO LIFE/OREGON PAC, and ) AF# 2664  
ATTEBERRY, GAYLE MRS. as treasurer; )  
THE LOOSE GROUP, and BAKER, ) AF# 2665  
JAMES MR. as treasurer; )  
TO ORGANIZE A MAJORITY PAC ) AF# 2666  
(TOMPAC), and THERESA KEHOE as )  
treasurer; )  
TRANSPORTATION INTERMEDIARIES ) AF# 2667  
ASSOCIATION'S TIAPAC, and ROBERT )  
A VOLTMANN as treasurer; )  
TRIUMPH GROUP INC PAC, and ) AF# 2668  
DAVIDSON. PAUL S MR as treasurer; )

WORLD ALLIANCE FOR ISRAEL ) AF# 2670  
POLITICAL ACTION COMMITTEE, and )  
LEE ZIFF as treasurer; )

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on March 29, 2013 the Commission took the following actions on the Reason To Believe Recommendation - 2012 12 Day Pre-General Report (Unauthorized Quarterly Filers) for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated March 27, 2013, on the following committees:

AF#2639 Decided by a vote of 5-0 to: (1) find reason to believe that 19TH STAR PAC INC; THE, and MORRIS, MARTIN W. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2640 Decided by a vote of 5-0 to: (1) find reason to believe that ALEXION PHARMACEUTICALS INC PAC, and MICHAEL V GRECO as treasurer violated 2

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U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2641 Decided by a vote of 5-0 to: (1) find reason to believe that ARIZONA PIPE TRADES LOCAL 469 PAC, and MCNALLY, PHIL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2642 Decided by a vote of 5-0 to: (1) find reason to believe that ASSOCIATION OF AMERICAN RAILROADS POLITICAL ACTION COMMITTEE (RAILPAC), and STEVENS, MELODY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2644 Decided by a vote of 5-0 to: (1) find reason to believe that BLESSEY MARINE SERVICE, INC. POLITICAL ACTION COMMITTEE, and VOSS, PATRICK as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2645 Decided by a vote of 5-0 to: (1) find reason to believe that BLUEPAC OF PENNSYLVANIA (THE BLUE CROSS AND BLUE SHIELD ASSOCIATION), and BAKER, ROBERT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2646 Decided by a vote of 5-0 to: (1) find reason to believe that CALPORTLAND COMPANY POLITICAL ACTION COMMITTEE (CPCC-PAC), and CABRERA, IRMA MS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2647 Decided by a vote of 5-0 to: (1) find reason to believe that CHIANG PATEL AND YERBY INC PAC, and DAVID W HAYS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2648 Decided by a vote of 5-0 to: (1) find reason to believe that COMMONWEALTH-ALTADIS, INC. EMPLOYEE PAC, and HINES, HATTIE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2649 Decided by a vote of 5-0 to: (1) find reason to believe that COMMUNITY ONCOLOGY ALLIANCE PAC, and COBB, PATRICK W MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2650 Decided by a vote of 5-0 to: (1) find reason to believe that CONSERVATIVE OPPORTUNITIES FOR A NEW AMERICA PAC, and BAIN, WILLIAM MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2651 Decided by a vote of 5-0 to: (1) find reason to believe that CORYPAC INC, and NICHOLS, PETER D as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2652 Decided by a vote of 5-0 to: (1) find reason to believe that EDWARDS WILDMAN PAC INC, and KOTLER, KEITH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2653 Decided by a vote of 5-0 to: (1) find reason to believe that ESOP ASSOCIATION PAC, and MICHAEL KEELING as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2654 Decided by a vote of 5-0 to: (1) find reason to believe that FREEDOM CLUB FEDERAL PAC, and ANDOLSHEK, RICHARD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2657 Decided by a vote of 5-0 to: (1) find reason to believe that LIBERTY & PROSPERITY PAC, and LESHNER, WARREN J. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2658 Decided by a vote of 5-0 to: (1) find reason to believe that MADISON PAC; THE, and AHERN, BRIAN J. MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2659 Decided by a vote of 5-0 to: (1) find reason to believe that MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE, and LYLE J PARRY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2660 Decided by a vote of 5-0 to: (1) find reason to believe that MANUFACTURED HOUSING INSTITUTE PAC, and LEE, LAURA MS. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter.

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Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2662 Decided by a vote of 5-0 to: (1) find reason to believe that NEW ASURION CORP. EMPLOYEES FEDERAL POLITICAL ACTION COMMITTEE, and FASSBENDER, PAUL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2663 Decided by a vote of 5-0 to: (1) find reason to believe that PPL PEOPLE FOR GOOD GOVERNMENT, and CLELLAND, RUSSELL R. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2664 Decided by a vote of 5-0 to: (1) find reason to believe that RIGHT TO LIFE/OREGON PAC, and ATTEBERRY, GAYLE MRS. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2665 Decided by a vote of 5-0 to: (1) find reason to believe that THE LOOSE GROUP, and BAKER, JAMES MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2666 Decided by a vote of 5-0 to: (1) find reason to believe that TO ORGANIZE A MAJORITY PAC (TOMPAC), and THERESA KEHOE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2667 Decided by a vote of 5-0 to: (1) find reason to believe that TRANSPORTATION INTERMEDIARIES ASSOCIATION'S TIAPAC, and ROBERT

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A VOLTSMANN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2668 Decided by a vote of 5-0 to: (1) find reason to believe that TRIUMPH GROUP INC PAC, and DAVIDSON, PAUL S MR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2670 Decided by a vote of 5-0 to: (1) find reason to believe that WORLD ALLIANCE FOR ISRAEL POLITICAL ACTION COMMITTEE, and LEE ZIFF as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

March 29, 2013  
Date

Shawn Woodhead Werth  
Shawn Woodhead Werth  
Secretary and Clerk of the Commission

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

April 1, 2013

J. Michael Keeling, in official capacity as Treasurer  
ESOP Association PAC  
1726 M Street, NW, Suite 501  
Washington, DC 20036

C00196089  
AF#: 2653

Dear Mr. Keeling:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 12 Day Pre-General Report of Receipts and Disbursements in a calendar year during which there is a regularly scheduled election. This report is required if your committee makes a contribution to or expenditure on behalf of a candidate in the general election. This report, covering the period October 1, 2012, through October 17, 2012, shall be filed no later than October 25, 2012. 2 U.S.C. 434(a). Because records at the Federal Election Commission ("FEC") indicate that you did not file this report prior to four (4) days before the General Election held on November 6, 2012, the report is considered not filed for the purpose of calculating the civil money penalty.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. 434(a). 2 U.S.C. 437g(a)(4). On March 29, 2013, the FEC found that there is reason to believe ("RTB") that ESOP Association PAC and you, in your official capacity as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before October 25, 2012. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$550. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 CFR § 111.34. Your payment of \$550 is due within forty (40) days of the finding, or by May 8, 2013, and is based on these factors:

Election Sensitivity of Report: Election Sensitive

Level of Activity: \$2,074

Number of Days Late: Not Filed (reports not filed prior to four (4) days before the General Election held on November 6, 2012 are considered not filed for the purpose of calculating the penalty)

Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

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### **1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty**

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20063. Your response must be received within forty (40) days of the Commission's RTB finding, or May 8, 2013. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

### **2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge**

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that ESOP Association PAC and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

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Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).

**3. If You Choose to Pay the Civil Money Penalty**

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 CFR § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Ellen L. Weintraub  
Chair

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**ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$550 for the 2012 Pre-General Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission  
P.O. Box 979058  
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

The remittance and your payment are due by May 8, 2013. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

**PAYMENTS BY PERSONAL CHECK**

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

**PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT**  
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FOR: ESOP Association PAC

FEC ID#: C00196089

AF#: 2653

PAYMENT DUE DATE: May 8, 2013

PAYMENT AMOUNT DUE: \$550

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2013 MAY 23 AM 11:37

May 23, 2013

**SENSITIVE**

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer *AP*  
Staff Director

FROM: Patricia C. Orrock *PCO*  
Chief Compliance Officer

Debbie Chacona *DC*  
Assistant Staff Director  
Reports Analysis Division

BY: *JW* Jodi Winship/Kristin DaCarmine/Sari Pickerall *AP*  
Compliance Branch

SUBJECT: Administrative Fine Program – Final Determination Recommendation for the  
2012 12 Day Pre-General Report (Unauthorized Committees)

Attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2012 12 Day Pre-General Report. The first list represents the committees that have paid the civil money penalty and the second list represents the committees that have not paid the civil money penalty. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 CFR § 111.34 and 11 CFR § 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

For your information, two (2) committees detailed below designated a new Treasurer after the RTB finding:

- CoryPAC Inc (AF 2651) filed an Amended Statement of Organization after the RTB finding designating Judy Zamore as Treasurer (see first list).

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- Edwards Wildman PAC Inc (AF 2652) filed an Amended Statement of Organization after the RTB finding designating John Holthaus as Treasurer (see first list).

In addition, one (1) committee detailed below changed their committee name after the RTB finding:

- BluePAC of Pennsylvania (The Blue Cross and Blue Shield Association) (AF 2645) filed an Amended Statement of Organization after the RTB finding changing their Committee name to Capital BluePAC (see first list).

#### **RAD Recommendation**

- (1) Make final determination that the political committees and their treasurers listed on the attached reports violated 2 U.S.C. § 434(a) and assess the final civil money penalties so indicated.
- (2) Send the appropriate letters.

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Federal Election Commission  
FD Circulation Report Review - Fine Paid  
2012 PRE-GENERAL Election Sensitive 10/25/2012 UNAUTH\_Q

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
2639	19TH STAR PAC INC; THE ALEXION PHARMACEUTICALS INC PAC		C00498709	MARTIN W. MORRIS	12/05/2012	Not Filed	\$5,010	0	03/29/2013	\$660	\$660	04/23/2013	\$660
2640	ARIZONA PIPE TRADES LOCAL 469 PAC		C00471169	MICHAEL V. GRECO	02/20/2013	Not Filed	\$1,500	0	03/29/2013	\$550	\$550	05/09/2013	\$550
2641	ASSOCIATION OF AMERICAN RAILROADS POLITICAL ACTION COMMITTEE (RAILPAC)		C00518191	PHIL MCNALLY	12/04/2012	Not Filed	\$278,082	0	03/29/2013	\$9,900	\$9,900	04/23/2013	\$9,900
2642	BLESSEY MARINE SERVICE, INC. POLITICAL ACTION COMMITTEE		C00280743	MELODY STEVENS	12/07/2012	Not Filed	\$4,344	0	03/29/2013	\$550	\$550	04/19/2013	\$550
2644	CAPITAL BLUEPAC		C00409789	PATRICK VOSS	11/30/2012	Not Filed	\$1,000	0	03/29/2013	\$550	\$550	04/25/2013	\$550
2645	CALPORTLAND COMPANY POLITICAL ACTION COMMITTEE (CPCC-PAC)		C00270967	ROBERT BAKER	12/07/2012	Not Filed	\$3,069	0	03/29/2013	\$550	\$550	05/07/2013	\$550
2646	CHIANG PATEL AND YERBY INC PAC		C00389429	IRMA CABRERA	12/07/2012	Not Filed	\$22,430	0	03/29/2013	\$990	\$990	04/09/2013	\$990
2647	COMMONWEALTH-ALTADIS, INC. EMPLOYEE PAC		C00420125	DAVID W. HAYS	01/31/2013	Not Filed	\$7,750	1	03/29/2013	\$825	\$825	04/09/2013	\$825
2648	COMMUNITY ONCOLOGY ALLIANCE PAC		C00455800	HATTIE HINES	11/28/2012	Not Filed	\$9,833	1	03/29/2013	\$825	\$825	04/25/2013	\$825
2649	CONSERVATIVE OPPORTUNITIES FOR A NEW AMERICA PAC		C00383976	PATRICK W. COBB	12/03/2012	Not Filed	\$1,000	0	03/29/2013	\$550	\$550	05/10/2013	\$550
2651	CORYPAC INC		C00497131	JUDY ZAMORE	12/07/2012	Not Filed	\$20,423	0	03/29/2013	\$990	\$990	05/13/2013	\$990
2652	EDWARDS WILDMAN PAC INC		C00468009	JOHN HOLTHAUS	02/22/2013	Not Filed	\$16,794	0	03/29/2013	\$990	\$990	05/10/2013	\$990
2653	ESOP ASSOCIATION PAC		C00198088	J. MICHAEL KEELING	12/03/2012	Not Filed	\$49,816	0	03/29/2013	\$1,400	\$1,400	05/14/2013	\$1,400
2654	FREEDOM CLUB FEDERAL PAC		C00307777	RICHARD ANDOLSHEK	12/03/2012	Not Filed	\$2,074	0	03/29/2013	\$550	\$550	04/17/2013	\$550
2657	LIBERTY & PROSPERITY PAC		C00492338	WARREN J. LESHNER	12/04/2012	Not Filed	\$16,000	0	03/29/2013	\$990	\$990	05/07/2013	\$990
2658	MADISON PAC; THE MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE		C00426809	BRIAN J. AHERN	12/23/2012	Not Filed	\$10,137	0	03/29/2013	\$990	\$990	05/03/2013	\$990
2659	MANUFACTURED HOUSING INSTITUTE PAC		C00208322	LYLE J. PARRY	12/05/2012	Not Filed	\$7,236	0	03/29/2013	\$860	\$860	04/23/2013	\$860
2660	NEW ASURION CORP. EMPLOYEES FEDERAL POLITICAL ACTION COMMITTEE		C00043463	LAURA LEE	01/30/2013	Not Filed	\$6,853	2	03/29/2013	\$990	\$990	04/24/2013	\$990
2662	PPL PEOPLE FOR GOOD GOVERNMENT		C00450916	PAUL FASSBENDER	12/08/2012	Not Filed	\$55,858	0	03/29/2013	\$3,300	\$3,300	04/30/2013	\$3,300
2663	RIGHT TO LIFE/OREGON PAC		C00228106	RUSSELL CLELAND	11/28/2012	Not Filed	\$7,500	1	03/29/2013	\$825	\$825	05/10/2013	\$825
2664	THE LOOSE GROUP		C00141572	GAYLE ATTEBERRY	11/30/2012	Not Filed	\$32,011	0	03/29/2013	\$1,400	\$1,400	04/17/2013	\$1,400
2665			C00107993	JAMES BAKER	01/31/2013	Not Filed	\$3,889	0	03/29/2013	\$550	\$550	04/08/2013	\$550
							\$16,100	0	03/29/2013	\$990	\$990	05/10/2013	\$990

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AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
2666	TO ORGANIZE A MAJORITY PAC (TOMPAC)		C00385732	THERESA KEHOE	12/10/2012	Not Filed	\$35,052	0	03/29/2013	\$1,400	\$1,400	04/25/2013	\$1,400
2668	TRIUMPH GROUP INC PAC		C00361949	PAUL S. DAVIDSON	12/08/2012	Not Filed	\$10,269	0	03/29/2013	\$990	\$990	05/07/2013	\$990
2670	WORLD ALLIANCE FOR ISRAEL POLITICAL ACTION COMMITTEE		C00238596	LEE ZIFF	12/04/2012	Not Filed	\$11,435	0	03/29/2013	\$990	\$990	04/24/2013	\$990

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Administrative Fine Program - Final )  
Determination Recommendation for the 12 )  
Day Pre-General Report (Unauthorized )  
Committees): )  
19TH STAR PAC INC; THE, and ) AF# 2639  
MORRIS, MARTIN W. as treasurer; )  
ALEXION PHARMACEUTICALS INC ) AF# 2640  
PAC, and MICHAEL V GRECO as )  
treasurer; )  
ARIZONA PIPE TRADES LOCAL 469 ) AF# 2641  
PAC, and MCNALLY, PHIL as treasurer; )  
ASSOCIATION OF AMERICAN ) AF# 2642  
RAILROADS POLITICAL ACTION )  
COMMITTEE (RAILPAC), and )  
STEVENS, MELODY as treasurer; )  
  
BLESSEY MARINE SERVICE, INC. ) AF# 2644  
POLITICAL ACTION COMMITTEE, and )  
VOSS, PATRICK as treasurer; )  
CAPITAL BLUEPAC, and BAKER, ) AF# 2645  
ROBERT as treasurer; )  
CALPORTLAND COMPANY ) AF# 2646  
POLITICAL ACTION COMMITTEE )  
(CPCC-PAC), and CABRERA, IRMA MS )  
as treasurer; )  
CHIANG PATEL AND YERBY INC PAC, ) AF# 2647  
and DAVID W HAYS as treasurer; )  
COMMONWEALTH-ALTADIS, INC. ) AF# 2648  
EMPLOYEE PAC, and HINES, HATTIE as )  
treasurer; )  
COMMUNITY ONCOLOGY ALLIANCE ) AF# 2649  
PAC, and COBB, PATRICK W MR. as )  
treasurer; )

Federal Election Commission  
Certification for Administrative Fines  
May 24, 2013

Page 2

CONSERVATIVE OPPORTUNITIES FOR ) AF# 2650  
A NEW AMERICA PAC, and BAIN, )  
WILLIAM MR. as treasurer, )  
CORYPAC INC, and ZAMORE, JUDY as ) AF# 2651  
treasurer, )  
EDWARDS WILDMAN PAC INC, and ) AF# 2652  
HOLTHAUS, JOHN as treasurer, )  
ESOP ASSOCIATION PAC, and J ) AF# 2653  
MICHAEL KEELING as treasurer, )  
FREEDOM CLUB FEDERAL PAC, and ) AF# 2654  
ANDOLSHEK, RICHARD as treasurer: )

LIBERTY & PROSPERITY PAC, and ) AF# 2657  
LESHNER, WARREN J. as treasurer, )  
MADISON PAC; THE, and AHERN, ) AF# 2658  
BRIAN J. MR. as treasurer, )  
MANAGEMENT AND TRAINING ) AF# 2659  
CORPORATION POLITICAL ACTION )  
COMMITTEE, and LYLE J PARRY as )  
treasurer, )  
MANUFACTURED HOUSING ) AF# 2660  
INSTITUTE PAC, and LEE, LAURA MS. )  
as treasurer, )  
NEW ASURION CORP. EMPLOYEES ) AF# 2662  
FEDERAL POLITICAL ACTION )  
COMMITTEE, and FASSBENDER, PAUL )  
as treasurer, )  
PPL PEOPLE FOR GOOD ) AF# 2663  
GOVERNMENT, and CLELLAND, )  
RUSSELL R. as treasurer, )  
RIGHT TO LIFE/OREGON PAC, and ) AF# 2664  
ATTEBERRY, GAYLE MRS. as treasurer, )  
THE LOOSE GROUP, and BAKER, ) AF# 2665  
JAMES MR. as treasurer, )  
TO ORGANIZE A MAJORITY PAC ) AF# 2666  
(TOMPAC), and THERESA KEHOE as )  
treasurer, )

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TRIUMPH GROUP INC PAC, and ) AF# 2668  
DAVIDSON, PAUL S MR as treasurer; )

WORLD ALLIANCE FOR ISRAEL ) AF# 2670  
POLITICAL ACTION COMMITTEE, and )  
LEE ZIFF as treasurer; )

CERTIFICATION

I, Shelley E. Garr, Deputy Secretary of the Federal Election Commission, do hereby certify that on May 24, 2013 the Commission took the following actions on the Administrative Fine Program - Final Determination Recommendation for the 12 Day Pre-General Report (Unauthorized Committees) as recommended in the Reports Analysis Division's Memorandum dated May 23, 2013, on the following committees:

AF#2639 Decided by a vote of 5-0 to: (1) make a final determination that 19TH STAR PAC INC; THE, and MORRIS, MARTIN W. as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2640 Decided by a vote of 5-0 to: (1) make a final determination that ALEXION PHARMACEUTICALS INC PAC, and MICHAEL V GRECO as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2641 Decided by a vote of 5-0 to: (1) make a final determination that ARIZONA PIPE TRADES LOCAL 469 PAC, and MCNALLY, PHIL as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2642 Decided by a vote of 5-0 to: (1) make a final determination that ASSOCIATION OF AMERICAN RAILROADS POLITICAL ACTION COMMITTEE

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(RAILPAC), and STEVENS, MELODY as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2644 Decided by a vote of 5-0 to: (1) make a final determination that BLESSEY MARINE SERVICE, INC. POLITICAL ACTION COMMITTEE, and VOSS, PATRICK as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2645 Decided by a vote of 5-0 to: (1) make a final determination that CAPITAL BLUEPAC, and BAKER, ROBERT as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2646 Decided by a vote of 5-0 to: (1) make a final determination that CALPORTLAND COMPANY POLITICAL ACTION COMMITTEE (CPCC-PAC), and CABRERA, IRMA MS as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2647 Decided by a vote of 5-0 to: (1) make a final determination that CHIANG PATEL AND YERBY INC PAC, and DAVID W HAYS as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2648 Decided by a vote of 5-0 to: (1) make a final determination that COMMONWEALTH-ALTADIS, INC. EMPLOYEE PAC, and HINES, HATTIE as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2649 Decided by a vote of 5-0 to: (1) make a final determination that COMMUNITY ONCOLOGY ALLIANCE PAC, and COBB, PATRICK W MR. as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated;

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(2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2650 Decided by a vote of 5-0 to: (1) make a final determination that CONSERVATIVE OPPORTUNITIES FOR A NEW AMERICA PAC, and BAIN, WILLIAM MR. as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2651 Decided by a vote of 5-0 to: (1) make a final determination that CORYPAC INC, and ZAMORE, JUDY as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2652 Decided by a vote of 5-0 to: (1) make a final determination that EDWARDS WILDMAN PAC INC, and HOLTHAUS, JOHN as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2653 Decided by a vote of 5-0 to: (1) make a final determination that ESOP ASSOCIATION PAC, and J MICHAEL KEELING as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2654 Decided by a vote of 5-0 to: (1) make a final determination that FREEDOM CLUB FEDERAL PAC, and ANDOLSHEK, RICHARD as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2657 Decided by a vote of 5-0 to: (1) make a final determination that LIBERTY & PROSPERITY PAC, and LESHNER, WARREN J. as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2658 Decided by a vote of 5-0 to: (1) make a final determination that MADISON PAC; THE, and AHERN, BRIAN J. MR. as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2659 Decided by a vote of 5-0 to: (1) make a final determination that MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE, and LYLE J PARRY as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2660 Decided by a vote of 5-0 to: (1) make a final determination that MANUFACTURED HOUSING INSTITUTE PAC, and LEE, LAURA MS. as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2662 Decided by a vote of 5-0 to: (1) make a final determination that NEW ASURION CORP. EMPLOYEES FEDERAL POLITICAL ACTION COMMITTEE, and FASSBENDER, PAUL as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2663 Decided by a vote of 5-0 to: (1) make a final determination that PPL PEOPLE FOR GOOD GOVERNMENT, and CLELLAND, RUSSELL R. as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2664 Decided by a vote of 5-0 to: (1) make a final determination that RIGHT TO LIFE/OREGON PAC, and ATTEBERRY, GAYLE MRS. as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2665 Decided by a vote of 5-0 to: (1) make a final determination that THE LOOSE GROUP, and BAKER, JAMES MR. as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2666 Decided by a vote of 5-0 to: (1) make a final determination that TO ORGANIZE A MAJORITY PAC (TOMPAC), and THERESA KEHOE as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2668 Decided by a vote of 5-0 to: (1) make a final determination that TRIUMPH GROUP INC PAC, and DAVIDSON, PAUL S MR as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2670 Decided by a vote of 5-0 to: (1) make a final determination that WORLD ALLIANCE FOR ISRAEL POLITICAL ACTION COMMITTEE, and LEE ZIFF as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

May 28, 2013  
Date

Shelley E. Garr  
Shelley E. Garr  
Deputy Secretary of the Commission

13092684673



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 28, 2013

J. Michael Keeling, in official capacity as Treasurer  
ESOP Association PAC  
1726 M Street, N.W., Suite 501  
Washington, DC 20036

C00196089  
AF#: 2653

Dear Mr. Keeling:

On March 29, 2013, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that ESOP Association PAC and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) for filing late or failing to file the 2012 Pre-General Report. By letter dated April 1, 2013, the Commission notified you of the RTB finding and the civil money penalty calculated at the RTB stage totaling \$550 in accordance with the schedule of penalties at 11 CFR § 111.43.

On April 17, 2013, the FEC received payment of the civil money penalty calculated at the RTB stage. The FEC made a final determination on May 24, 2013 that ESOP Association PAC and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a), assessed a civil money penalty in the amount of \$550 in accordance with 11 CFR § 111.43, and voted to close the file.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 CFR § 111.42(b). Although the file must be placed on the public record within thirty (30) days from the date of the Commission's notification, this could occur at anytime following certification of the Commission's vote.

If you have any questions regarding this matter, please contact Suri Pickerall on our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

On behalf of the Commission,

A handwritten signature in cursive script that reads "Ellen L. Weintraub".

Ellen L. Weintraub  
Chair

13092684674

FOR: ESOP Association PAC

FEC ID#: C00196089

AF#: 2653

PAYMENT DUE DATE: May 8, 2013

PAYMENT AMOUNT DUE: \$550

FEDERAL ELECTION COMMISSION

Lockbox: GLX-979058 Ledger Date 04/16/2013



Batch	Item	TID	Batch Total	Amount
1	2	Y-4038283	\$1,512.00	\$550.00

13092684675

**usbank.**

St. Louis GA Lockbox  
(314) 425-1818



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2653

DATE SCANNED 6-24-13

SCANNER NO. 2

SCAN OPERATOR Jmb

13092684676